

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Jeff Essmann, on February 17, 2009 at 8:00 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Jeff Essmann, Chairman (R)
Sen. Taylor Brown, Vice Chairman (R)
Sen. Jerry W. Black (R)
Sen. Gary Branae (D)
Sen. Ron Erickson (D)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Bradley Hamlett (D)
Sen. Christine Kaufmann (D)
Sen. Bruce Tutvedt (R)

Members Excused: Sen. Bob Story Jr. (R)

Members Absent: None.

Staff Present: Lee Heiman, Legislative Branch
Debra Polhemus, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 274, 1/23/2009

Executive Action: SB 129 ~ TABLED

HEARING ON SB 274

Opening Statement by Sponsor:

00:00:42 Sen. Aubyn Curtiss (R), SD 1, opened the hearing on SB 274, Constitutional amendment to allow acquisition value for property taxation.

[EXHIBIT\(tas37a01\)](#)

[EXHIBIT\(tas37a02\)](#)

[EXHIBIT\(tas37a03\)](#)

Proponents' Testimony:

00:03:26 Doug Nulle, Attorney (Ret.), Clancy

[EXHIBIT\(tas37a04\)](#)

[EXHIBIT\(tas37a05\)](#)

[EXHIBIT\(tas37a06\)](#)

Opponents' Testimony:

00:09:19 Joe Roberts, representing Montana Association of Realtors (MAR)

00:16:57 Mary Whittinghill, Montana Taxpayers Association

00:21:46 Cynthia Johnson, Pondera County Commissioner, also speaking for Montana Association of Counties (MACo) as former President

Informational Testimony: None

Questions from Committee Members and Responses:

00:23:22 Sen. Brown

00:24:05 Doug Nulle

00:27:14 Sen. Gebhardt

00:27:50 Doug Nulle

00:28:18 Sen. Black

00:28:41 Mary Whittinghill

00:29:46 Sen. Hamlett

00:30:25 Joe Roberts (MAR)

00:32:09 Sen. Gebhardt

Closing by Sponsor:

00:33:16 Sen. Curtiss

EXECUTIVE ACTION ON SB 129

00:36:14 **Motion:** Sen. Tutvedt moved that **SB 129 DO PASS.**

00:37:01 **Motion:** Sen. Black moved that **SB 129 BE AMENDED.**
EXHIBIT(tas37a07)

Discussion:

00:37:16 Lee Heiman, Legislative Services Division (LSD)

00:37:48 **Vote:** Motion carried unanimously by voice vote with
Sen. Story voting by proxy.

00:38:22 **Motion:** Sen. Tutvedt moved that **SB 129 DO PASS AS**
AMENDED.

Discussion:

00:38:33 Sen. Tutvedt

00:39:12 Sen. Erickson

00:40:12 Sen. Gebhardt

00:41:43 Sen. Brown

00:42:42 Sen. Kaufmann

00:43:01 Sen. Hamlett

00:43:30 Chairman Essmann

00:44:20 Sen. Brown

00:44:57 **Substitute Motion/Vote:** Sen. Gillan made a substitute
motion that **SB 129 BE TABLED.** Substitute motion carried
8-3 by roll call vote with Sens. Erickson, Hamlett, and
Kaufmann voting no and Sen. Story voting by proxy.

ADJOURNMENT

Adjournment: 8:50 A.M.

Debra Polhemus, Secretary

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Additional Documents:

EXHIBIT ([tas37aad.pdf](#))